AFFIDAVIT OF SERVICE

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

Civil Action No.: 13-1757

Date Filed: 3/15/13

YORKSHIRE TOWERS COMPANY, L.P. and YORKSHIRE TOWERS TENANTS ASSOCIATION,

Attorney: Anderson Kill & Olick, P.C. 1251 Avenue of the Americas

42nd Floor

New York, New York 10020

212-278-1000

Plaintiffs,

UNITED STATES DEPARTMENT OF TRANSPORTATION, RAY LAHOOD, in his capacity as Secretary of the United States Department of Transportation, FEDERAL TRANSIT ADMINISTRATION, PETER M. ROGOFF, in his capacity as Administrator of the Federal Transit Administration, METROPOLITAN TRANSPORTATION AUTHORITY, FERNANDO J. FERRER, in his capacity as Acting Chairman of the Metropolitan Transportation Authority, NEW YORK CITY TRANSIT AUTHORITY, THOMAS F. PRENDERGAST, JR., in his capacity as the President of the New York City Transit Authority and METROPOLITAN TRANSPORTATION AUTHORITY CAPITAL CONSTRUCTION COMPANY, MICHAEL HORODNICEANU, in his capacity as President of the Metropolitan Transportation Authority Capital Construction Company,

Defendants.

STATE OF NEW YORK, COUNTY OF NASSAU; SS:

The undersigned being duly sworn, deposes and says:

I, Corey Guskin, am not a party to this action, I am over 18 years of age, and I reside in the County of Nassau, in the State of New York.

That on Monday, March 18, 2013, at 4:16 P.M. deponent served the within Summons in a Civil Action, Complaint, Rule 7.1 Statement, Individual Rules and Practices in Civil Cases Jesse M. Furman U.S.D. Judge and Electronic Case Filings Rules and Instructions.

Upon:

Federal Transit Administration, Peter M. Rogoff, in his capacity as Administrator of the

Federal Transit Administration

Located at:

86 Chambers Street, New York, New York 10007

Government Agency Service:

by delivering there at a true copy of the aforesaid documents to Federal Transit Administration, Peter M. Rogoff, in his capacity as Administrator of the Federal Transit Administration personally. Deponent knew said government agency so served to be the government agency described in said summons in a civil action as said defendant and knew said individual to be John Ricciardelli — Process Service Clerk. John Ricciardelli said he is authorized to receive service of process for Federal Transit Administration, Peter M. Rogoff, in his capacity as Administrator of the Federal Transit Administration

John Ricciardelli's Description: Caucasian, White Skin, Male, White Hair, Glasses, 60 Years Old, 5' 7" and 180 Lbs.

Corey Guskin

License # 1094475

Sworn to before me this 19th day of March, 2013

Notary Public

John Gush

JOAN GUSKIN
Notary Public, State of New York
No. 01 GU6230103
Qualified in Nassau County
Commission Expires November 1, 2014